

#9

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

FOR

: Anjana Agarwal, et al.

: APPARATUS, METHOD AND SYSTEM  
FOR PROVIDING A DEFAULT MODE  
FOR AUTHENTICATION FAILURES IN  
MOBILE TELECOMMUNICATION  
NETWORKS

SERIAL NO.

: 09/591,759

FILED

: June 12, 2000

EXAMINER

: Thomas R. Peeso

ART UNIT

: 2132

RECEIVED

DEC 17 2004

CONFIRMATION NO.

: 4750

Technology Center 2100

ATTORNEY DOCKET NO.

: LUTZ 200129  
Agarwal 10-5-7-16

**PETITION FOR WITHDRAWAL OF ABANDONMENT - PTO HAS NO  
EVIDENCE THAT MAILED CORRESPONDENCE RECEIVED**

Mail Stop: Petitions  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22312-1450

Dear Sir:

**REQUEST**

1. Applicants request that the abandonment in the above-identified patent application be withdrawn.

**PROMPTNESS OF SUBMISSION**

This information is being submitted promptly after applicants learned of the abandonment on the basis of:

the Notice of Abandonment mailed by the PTO on December 2, 2004.

## **SUBMISSION**

2. Submitted herewith is:

- A copy of the page of the response mailed on June 25, 2004, showing a Certificate of Mailing executed on June 25, 2004. (Exhibit A)
- A copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp dated June 28, 2004. (Exhibit B)
- A copy of the complete response previously filed. (Exhibit C - Amendment A, Exhibit D - Submission of Formal Drawings)

## **STATEMENT**

3. Attached hereto is a statement attesting to the timely transmission of the correspondence referred to above based on:

- personal knowledge (Exhibit E - Statement of Laurie A. Boylan)

4. Please proceed with further examination of this application on the basis of:

- The attached copy of the papers originally filed.

## **REQUEST FOR WITHDRAWAL OF ABANDONMENT**

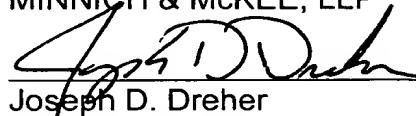
5. Acknowledgement of the active status of this application is respectfully requested.

## FEES

6. No fees are believed due with this submission; however, should any fees be deemed necessary, please charge Deposit Account No. 06-0308 in the full amount.

Dec 13, 2004  
Date

Respectfully submitted,  
FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

  
Joseph D. Dreher  
Reg. No. 37,123  
1100 Superior Avenue, 7th Floor  
Cleveland, Ohio 44114-2579  
216-861-5582

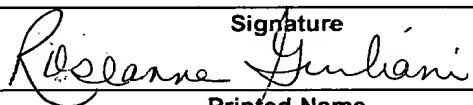
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### CERTIFICATE OF MAILING

I certify that this Petition for Withdrawal of Abandonment- PTO has no Evidence that Mailed Correspondence REceived and Statement of Laurie A. Boylan are being

deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: Mail Stop: Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.:
Date
Dec 13, 2004

Signature

Printed Name
Roseanne Giuliani



Case Name/No. Agarwal 10-5-7-16  
Attorney Docket No.: LUTZ 2 00129

AMENDMENT TRANSMITTAL LETTER

Ser. No.: 09/591,759	Filed: June 12, 2000	Examiner: Thomas R. Peeso
Art Unit: 2132	Title: APPARATUS, METHOD AND SYSTEM FOR PROVIDING A DEFAULT MODE FOR AUTHENTICATION FAILURES IN MOBILE TELECOMMUNICATION NETWORKS	

To the Commissioner for Patents:

Transmitted herewith is an *Amendment A* in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	31	Minus	33	0	X 18	\$0.00
Indep. Claims	5	Minus	5	0	X 86	\$0.00
			TOTAL		=	\$0.00

No additional fee is required.  
 A check in the amount of \$ \_\_\_\_\_ is attached.  
 Charge \$ \_\_\_\_\_ to Deposit Account No. 06-0308.  
 Applicants hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a \_\_\_\_\_ month extension of time to respond to the outstanding Office Action. Enclosed is a check in the amount of \$ \_\_\_\_\_ to cover the applicable extension of time fees.  
 Applicants request any extensions of time that may be necessary and authorize the required fees be charged to Deposit Account No. 06-0308.  
 Please charge any additional fees or credit overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

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DEC 17 2004

June 25, 2004

Date

  
 Joseph D. Dreher, Technology Center 2100  
 Joseph D. Dreher, Reg. No. 37,123  
 1100 Superior Avenue, Seventh Floor  
 Cleveland, OH 44114-2579  
 216/861-5582

CERTIFICATE OF MAILING

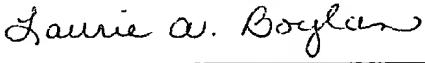
I certify that this Amendment Transmittal Letter and accompanying document(s) are being

deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

transmitted to facsimile number \_\_\_\_\_ under 37 C.F.R. 1.8 on the date indicated below.

deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:
Date
June 25, 2004

Signature

Printed Name
Laurie A. Boylan

Brand. NO. 152

Inventor/Applicant: Agarwal et al.  
 Title APPARATUS, METHOD AND SYSTEM FOR...  
 Attorney Docket No. LOTZ 2 20129 Initials ACB/1ab

<input type="checkbox"/> <b>PATENT/DESIGN APPLICATION</b>	Pat. No. 5,715,917,59
<input type="checkbox"/> New Application Transmittal	Ser. No. 10/1541759
<input type="checkbox"/> Cont. _____ Div. _____ C-I-P _____ Provisional	Filed June 12, 2000
<input type="checkbox"/> CPA Transmittal _____ PCT Request	Date June 25, 2004
<input type="checkbox"/> Declaration/Power of Atty.	<input type="checkbox"/> AMENDMENT (Due June 30, 2004)
<input type="checkbox"/> pgs. Specification	✓ Transmittal(s)
<input type="checkbox"/> pgs. Claims	Extension of Time (For _____ month(s))
<input type="checkbox"/> total _____ independent	<input type="checkbox"/> NOTICE OF APPEAL
<input type="checkbox"/> pgs. Abstract	<input type="checkbox"/> PCT DEMAND (Due _____)
<input checked="" type="checkbox"/> Sheet(s) of drawing(s) Figs. 1-4	<input type="checkbox"/> CHECK(S) in Amount \$ _____
<input checked="" type="checkbox"/> formal _____ informal	<input checked="" type="checkbox"/> OTHER Submission in formal format
<input type="checkbox"/> Preliminary Amendment	
<input type="checkbox"/> Request and certification under 35 U.S.C. 122(b)(2)(B)(i)	
<input type="checkbox"/> Claim for Right of Priority	
<input type="checkbox"/> Appln. _____	
<input type="checkbox"/> Filed _____	
<input type="checkbox"/> Priority document(s)	
<input type="checkbox"/> Small Entity Statement(s)	
<input type="checkbox"/> Final Fee _____ Publication Fee _____	
<input type="checkbox"/> Response to missing parts	
<input type="checkbox"/> <b>ASSIGNMENT</b>	
<input type="checkbox"/> Transmittal _____ Confirmatory	
<input type="checkbox"/> <b>INFORMATION DISCLOSURE STATEMENT</b>	
PTO Form 1449 Refs.	

RECEIPT IS HEREBY ACKNOWLEDGED



RECEIVED

DEC 17 2004

Technology Center 2100

EXHIBIT B

#2

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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FOR : APPARATUS, METHOD AND SYSTEM FOR  
PROVIDING A DEFAULT MODE FOR  
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ATTORNEY DOCKET NO. : LUTZ 2 00129  
Case Name/No. Agarwal 10-5-7-16

SUBMISSION OF FORMAL DRAWINGS

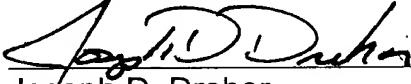
MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant(s) submit(s) four (4) sheets of formal drawings, FIGURES 1-4, herewith. Although no fees are believed to be required, applicant(s) authorize(s) and request(s) any additional fees be charged to Deposit Account No. 06-0308. An early indication of acceptability of the Formal Drawings is earnestly solicited.

Respectfully submitted,  
FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

June 25, 2007  
Date

  
Joseph D. Dreher  
Reg. No. 50,218  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2518  
216/861-5582

## CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service on June 25, 2007 and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Laurie A. Boylan  
Laurie A. Boylan

1/4

FIG. 1

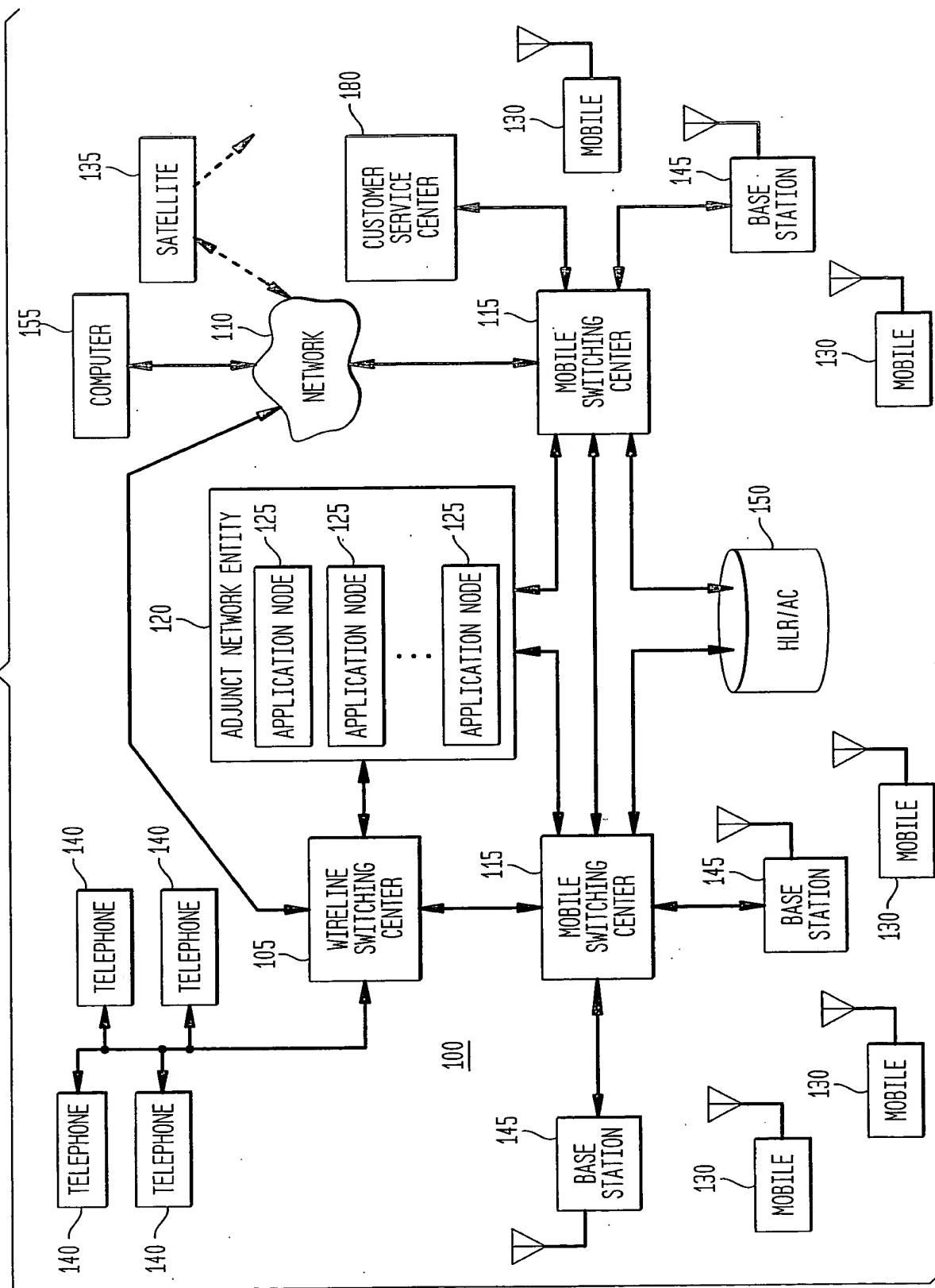
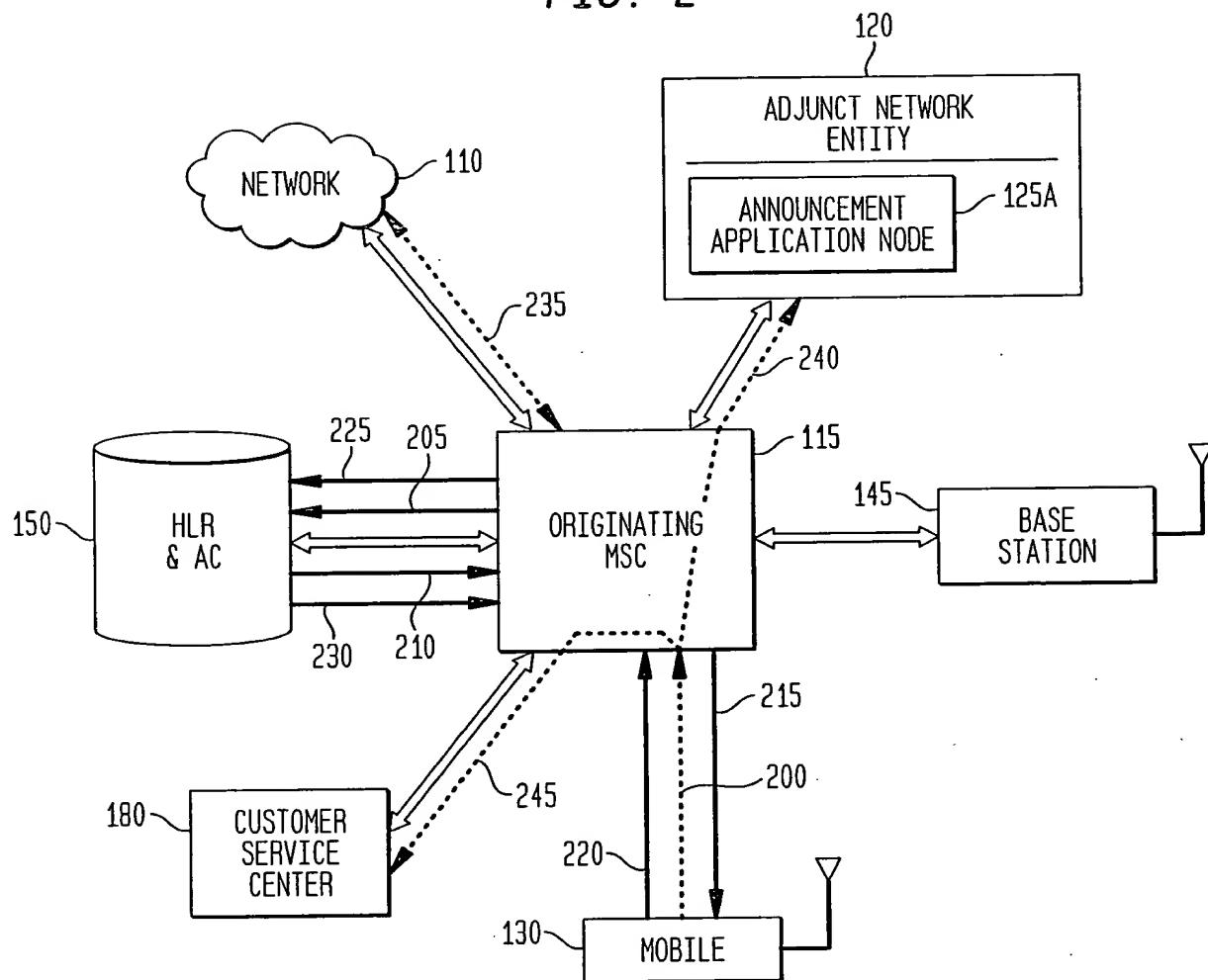
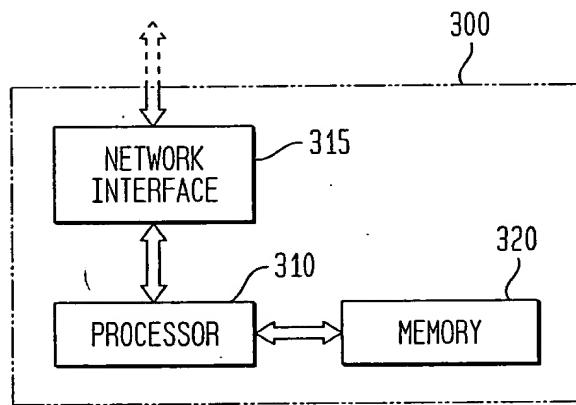


FIG. 2



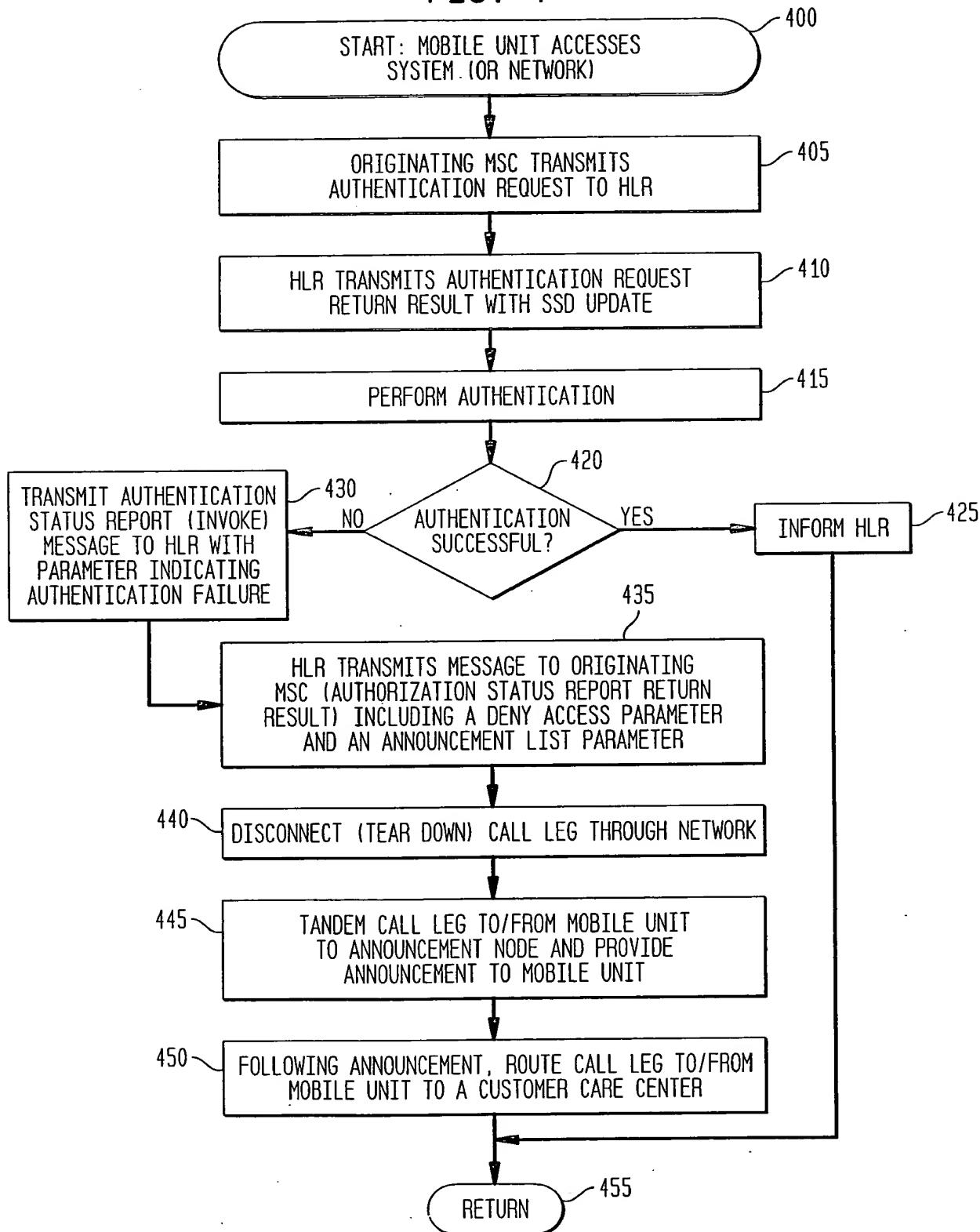
3/4

FIG. 3



4/4

FIG. 4





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Agarwal 10-5-7-16

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STATEMENT OF LAURIE A. BOYLAN

I, Laurie A. Boylan, attest on the basis of personal knowledge, that a Response to the Office Action mailed June 25, 2004, in the form of an Amendment, A and Submission of Formal Drawings, was filed in a timely manner. As evidenced from the PTO Mail Room acknowledgement postcard showing that the receipt was acknowledged on June 28, 2004, I further attest that I deposited the referenced Response documents with the U.S. Postal Service as First Class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 25, 2004.

Laurie A. Boylan  
Laurie A. Boylan

December 13, 2004  
Date